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E-Filing

ORIGINAL
FILED

OCT 19 2007

EDWARD W. WIEKING
U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

WILLIAMS-SONOMA, INC.

Plaintiff,

v.

IDEANA.COM, a California Company, and
NASSERY OZEIR, an individual

Defendants.

C 07 5365
Case No.

COMPLAINT FOR COPYRIGHT
AND TRADEMARK
INFRINGEMENT

MEJ

Plaintiff Williams-Sonoma, Inc. ("WSI") alleges as follows:

INTRODUCTION

1. The purpose of this lawsuit is to seek injunctive relief to stop defendants Ideana.com ("Ideana") and Nassery Ozeir (collectively, "Defendants"), from copying original photographs of products belonging to plaintiff Williams-Sonoma, Inc. ("WSI"), and displaying the stolen photographs on Defendants' competitive website, and from using WSI's federally registered trademark to attract potential customers. In addition, WSI seeks damages for the harm Defendants' infringing practices have caused WSI.

2. Defendants are engaged in a practice of electronically copying product images displayed in WSI's Pottery Barn brand catalogs and converting them to their own use. Unless Defendants are restrained from engaging in this practice, WSI will continue to suffer irreparable

1 harm and competitive disadvantage.

2 THE PARTIES

3 3. WSI is a premier specialty retailer of home furnishings, including furniture and
4 accessories for kitchens, bedrooms and bathrooms. WSI sells nationwide through retail stores,
5 catalogs and the Internet. In addition to the well known Williams-Sonoma operations, WSI operates
6 wholly owned subsidiaries Pottery Barn, Inc. ("Pottery Barn"), Pottery Barn Kids, Inc., Pottery Barn
7 Teen, Inc., and West Elm, among others. Within Pottery Barn, WSI distributes and sells through
8 Pottery Barn® stores, Pottery Barn® catalogs and the Internet. The Pottery Barn® brand is one of
9 the most respected brands in the home furnishings business and enjoys enormous goodwill among
10 consumers. The Pottery Barn® catalogs have widespread circulation (over millions per year) and are
11 received and used by a large consumer base in every part of the United States. WSI and Pottery Barn
12 are headquartered in San Francisco, California.

13 4. WSI is informed and believes, and on that basis alleges, that defendant Ideana is a
14 California company based in Alameda County, California. WSI is further informed and believes that
15 Ideana is owned and operated by defendant Nassery Ozeir. Defendants currently operate a website
16 through which Defendants advertise and sell home furnishings. Defendants also advertise their
17 products through Internet classified listings.

18 JURISDICTION AND VENUE

19 5. WSI's first claim arises under the Copyright Act, Title 17 of the United States Code.
20 WSI's second and third claims arise under the Trademark Act of 1946 (the Lanham Act), as amended
21 by the Federal Trademark Dilution Act of 1995 (15 U.S.C. §§ 1051, *et seq.*). Jurisdiction is conferred
22 under 28 U.S.C. § 1338(a) and (b), 28 U.S.C. § 1331 and 15 U.S.C. § 1121. This Court has
23 supplemental jurisdiction over all other claims under U.S.C. § 1367.

24 6. Venue is proper in this Court under 28 U.S.C. § 1391(a) and (b) because Defendants
25 make ongoing solicitations for business and sales of products and display the infringing photographs
26 in this judicial district, and a substantial part of the activities giving rise to WSI's claims arose here.

27 7. Intradistrict assignment under Local Rule 3-5(b) and 3-2(c) is proper because a
28 substantial part of the alleged events, including Defendants' display of the infringing images, occurred

1 in one or more of the counties listed in Local Rule 3-2(d).

2 **FACTS AND ALLEGATIONS COMMON TO ALL CLAIMS**

3 **WSI's Valuable Pottery Barn® Intellectual Property**

4 8. In the course of its business, WSI, through its Pottery Barn® brand, conceives, designs,
5 and commercializes a large number of original furniture and other home accessories. WSI has sold
6 and continues to sell Pottery Barn® products through its Pottery Barn® stores, catalogs and the
7 Internet.

8 To further protect its rights under the Pottery Barn® brand, WSI owns several trademarks and
9 applications, including the following:

10 a. THE POTTERY BARN, registration number 655819 (filed 8/02/1956,
11 registered 12/17/1957);

12 b. THE POTTERY BARN, registration number 959383 (filed 5/12/1972,
13 registered 5/22/1973);

14 c. THE POTTERY BARN, registration number 976194 (filed 1/05/1973,
15 registered 1/08/1974);

16 d. THE POTTERY BARN, registration number 976344 (filed 1/05/1973,
17 registered 1/08/1974);

18 e. POTTERY BARN, registration number 2021077 (filed 2/12/1996, registered
19 12/03/1996).

20 These registrations are attached as Exhibit A.

21 9. WSI has continuously used its Pottery Barn® mark in interstate commerce in the
22 United States, including California and this judicial district, and throughout the world in connection
23 with the manufacture, distribution, sale, advertisement and promotion of its products during all time
24 periods relevant to the claims in the Complaint.

25 10. WSI's Pottery Barn® mark appears prominently on all Pottery Barn® catalogs, which
26 are widely distributed. To protect WSI's investment in the images appearing in the catalogs, WSI
27 obtained and currently owns valid copyright registrations for its Pottery Barn® catalogs. Specifically
28 - WSI owns copyright Registration Nos. TX 6-220-546, TX 6-319-963, TX 6-453-549, TX 6-506-749,

1 copies of which registrations are attached as Exhibit B.

2 11. Prior to the events giving rise to this Complaint, and continuing to the present, WSI has
3 spent great time, money and effort in the promotion and advertisement of its products, and has made
4 millions of dollars of sales in the market with use of its Pottery Barn® marks. Significant resources
5 are also expended to ensure product branding, continuity and recognition through all channels,
6 including the Pottery Barn® catalogs. Due to these efforts, images from Pottery Barn® catalogs
7 convey the quality, style and feel of the Pottery Barn® brand, and through such substantial investment
8 and effort, WSI has developed considerable good will.

9 12. By virtue of WSI's long use of its Pottery Barn® trademarks, as well as WSI's
10 extensive advertising, and large volume of sales, potential and actual consumers accept and recognize
11 the Pottery Barn® marks as identifying WSI's products only and distinguishing them from products
12 manufactured and sold by others.

13 **Defendants' Misappropriation of WSI's Intellectual Property**

14 13. Defendants have systematically made electronic copies of WSI's copyrighted images
15 and then displayed them on their website and in Internet classified advertisements in order to sell their
16 own products. WSI has specifically identified several stolen images and, based on the nature of the
17 practice, it is possible that there are many more. Examples of WSI's copyrighted catalog images are
18 attached as Exhibit C. Examples of these same images from Defendants' website, www.Ideana.com
19 are attached as Exhibit D. These images reveal that Defendants have displayed the identical image
20 taken from WSI's Pottery Barn® catalogs, at most electronically inverting and/or stretching WSI's
21 images.

22 14. Similarly, Defendants advertise their products through online classified listings, such as
23 on "Craigslist.org." Attached as Exhibit E are examples of Defendants' Craigslist.org advertisements.
24 These images reveal that Defendants have displayed the identical image taken from WSI's Pottery
25 Barn catalogs®, at most electronically inverting and/or stretching WSI's images.

26 15. In addition, on information and belief, Defendants mislead consumers by proclaiming
27 in large letters, immediately above the stolen images from the Pottery Barn® catalogs, that they sell
28 "Pottery Barn Style" furniture. (Exhibit E). The use of the Pottery Barn trademark when combined

1 with the use of the photographs is likely to give consumers the impression that they will receive
2 authentic Pottery Barn® furnishings instead of Defendants' counterfeit and inferior-quality products.

3 16. Furthermore, WSI is informed and believes and on that basis alleges that in order to
4 attract potential buyers to its advertisements on the Craigslist.org website, Defendants have engaged in
5 a practice of embedding the words "pottery barn" into its Craigslist.org advertisements so that
6 searches for the Pottery Barn® mark and products on Craigslist.org would also yield Defendants' own
7 advertisements, featuring the stolen images from WSI's catalogs. This is accomplished by including
8 "pottery barn" in tiny, almost indiscernible, font (see example, Exhibit F).

9 17. WSI is informed and believes and on that basis alleges that Defendants have copied and
10 displayed WSI's copyrighted images in willful disregard of WSI's rights in order to take advantage of
11 WSI's valuable good will and hard-earned reputation as a producer of high-quality goods.

12 **FIRST CLAIM - COPYRIGHT INFRINGEMENT 17 U.S.C. § 101 et. seq.**

13 18. WSI realleges and incorporates by reference each of the allegations contained in
14 paragraphs 1 through 16 of this Complaint.

15 19. Each photographic product image in Exhibits D and E that appears on Defendants'
16 website or in Defendants' Craigslist.org advertisements was an original photograph created by WSI
17 and is the subject of WSI's copyright registrations. Exhibit B.

18 20. Each photographic image copied and displayed by Defendants constitutes a separate act
19 of copyright infringement.

20 21. WSI has complied in all respects with the requirements of the Copyright Act and
21 received from the Register of Copyrights certificates of registration for its related photographic works.

22 22. Defendants' infringements were intentional, willful and in bad faith, entitling WSI to
23 statutory damages under the Copyright Act.

24 23. Defendants' copyright infringements have caused and are causing WSI great damages
25 and irreparable harm while simultaneously affording Defendants a competitive advantage. Unless this
26 Court restrains Defendants from committing further acts of copyright infringement and from
27 displaying images already stolen, WSI will suffer further irreparable injury for which it has no
28 adequate remedy of law.

**SECOND CLAIM - FEDERAL TRADEMARK INFRINGEMENT (TRADEMARK
INFRINGEMENT AND COUNTERFEITING)**
(15 U.S.C. §§ 1114-1117)

24. WSI. realleges and incorporates by reference each of the allegations contained in paragraphs 1 through 23 of this Complaint.

25. With actual and constructive notice of WSI's registered marks and of WSI's extensive and continuous use of the Pottery Barn mark, Defendants, without WSI's authorization or consent, have sold, offered for sale, distributed, and advertised in commerce, counterfeit home furnishings using the Pottery Barn mark.

26. Defendants' use of the Pottery Barn mark, along with the stolen images of Pottery Barn® furniture are likely to cause consumers to believe that they are receiving authentic Pottery Barn® furnishings and instead receive Defendants' counterfeit and inferior-quality products.

27. Such actions by Defendants have caused, and are likely to continue to cause, confusion, mistake and deception by, or in, among consumers who have been, and will continue to be, led to believe that Defendants' products are genuine Pottery Barn® brand products. Defendants' conduct constitutes trademark infringement and counterfeiting under federal law.

28. As a direct and proximate result of Defendants' activities as alleged above, WSI has suffered serious damage. Upon information and belief, unless Defendants are restrained by this Court, Defendants will continue and/or expand the illegal activities alleged above, by infringing and counterfeiting the Registered Marks and otherwise continue to cause great and irreparable damage and injury to WSI through, inter alia, (a) causing a likelihood of confusion, mistake and deception among the relevant purchasing public and trade as to the source of the Counterfeits; (b) causing disruption and damage to WSI's marketing and distribution systems and; (c) causing incalculable damage to WSI's goodwill.

29. Defendants' conduct also harms consumers by passing off phony, poor quality products as genuine WSI products and defrauding consumers into purchasing these inferior knock-offs.

30. Defendants' infringement and counterfeiting of the Pottery Barn mark as alleged herein is an exceptional case and was intentional. Defendants, on information and belief, have passed off the counterfeits knowing such products are not genuine. Said exceptional and intentional infringement

1 has damaged WSI as described above, entitling WSI to treble its actual damages or Defendants'
 2 profits and to an award of costs and attorneys' fees under 15 U.S.C. §§ 1117(a) and 1117(b).
 3 Alternatively, WSI is entitled to the maximum statutory damages allowed under 15 U.S.C. § 1117(c).
 4 WSI has no adequate remedy at law.

5 **THIRD CLAIM - FEDERAL UNFAIR COMPETITION**
 6 **(Trademark Infringement and False Designation of Origin)**
 7 **(15 U.S.C. § 1125; Lanham Act § 43(a))**

8 31. WSI realleges and incorporates by reference each of the allegations contained in
 9 paragraphs 1 through 30 of this Complaint.

10 32. Defendants' conduct constitutes the use of words, terms, names, symbols or devices
 11 tending falsely to describe the infringing products, within the meaning of 15 U.S.C. § 1125(a)(1).
 12 Defendants' conduct is likely to cause confusion, mistake, or deception by or in the public as to the
 13 affiliation, connection, association, origin, sponsorship or approval of the infringing products to the
 14 detriment of WSI and in violation of 15 U.S.C. § 1125(a)(1).

15 33. Defendants willfully intended to trade on WSI's reputation or to cause dilution of the
 16 Pottery Barn mark.

17 34. WSI is entitled to injunctive relief against Defendants' conduct pursuant to the Federal
 18 Trademark Dilution Act of 1995, codified at 15 U.S.C. § 1125(c), damages, extraordinary damages,
 19 fees, and costs, and all other damages provided by law.

20 **FOURTH CLAIM**
 21 **FEDERAL DILUTION OF FAMOUS MARKS**
 22 **(Federal Trademark Dilution Act of 1995)**
 23 **(15 U.S.C. § 1125(c); Lanham Act § 43(a))**

24 35. WSI. realleges and incorporates by reference each of the allegations contained in
 25 paragraphs 1 through 34 of this Complaint.

26 36. WSI's Pottery Barn mark is distinctive and famous within the meaning of the Federal
 27 Trademark Dilution Act of 1995, 15 U.S.C. § 1125(c).

28 37. Defendants' activities as alleged in this Complaint constitute dilution of the distinctive
 quality of WSI's trademark in violation of the Federal Trademark Dilution Act of 1995, 15 U.S.C. §

1 1125(c).

2 38. WSI is entitled to injunctive relief pursuant to 15 U.S.C. § 1125(c).

3 39. Because Defendants willfully intended to trade on WSI's reputation or to cause dilution
4 of WSI's famous trademark, WSI is entitled to damages, extraordinary damages, fees and costs
5 pursuant to 15 U.S.C. § 1125(c)(2).

6 **FOURTH CLAIM**
7 **CALIFORNIA UNFAIR COMPETITION**
8 **(Cal. Bus. & Prof. Code § 17200)**

9 40. WSI realleges and incorporates by reference each of the allegations contained in
10 paragraphs 1 through 39 of this Complaint.

11 41. Defendants' infringement of WSI's Pottery Barn® mark constitutes "unlawful, unfair or
12 fraudulent business act[s] or practice[s] and unfair, deceptive, untrue or misleading advertising" within
13 the meaning of California Business & Professions Code § 17200.

14 42. As a consequence of Defendants' actions, WSI is entitled to injunctive relief and an
15 order that Defendants disgorge all profits on the manufacture, use, display or sale of infringing goods.

16 **RELIEF REQUESTED**

17 WHEREFORE, WSI prays that this Court grant it relief as follows:

18 (1) Order and adjudge that Defendants and their agents, servants, employees, and all
19 persons acting under their permission and authority, be temporarily and permanently enjoined and
20 restrained from infringing, in any manner, WSI's copyrights, and from further unfairly competing with
21 WSI or continuing to perform in any manner whatsoever any of the acts complained of in this
22 Complaint;

23 (2) Order and adjudge that Defendants and their agents, servants, employees, and all
24 persons acting under their permission and authority, be temporarily and permanently enjoined and
25 restrained from infringing, in any manner, WSI's Pottery Barn® mark;

26 (3) Order and adjudge that Defendants immediately be required to supply WSI's counsel
27 with a complete list of photographs that they copied from WSI's catalogs, a report of the dates when
28 the photographs were displayed and an accounting of all revenues and profits from sales made using
the copied photographs during the time they were displayed;

(4) Order and adjudge that Defendants immediately be required to supply WSI's counsel with an inventory of each location and manner of storage of every copy of such photographs, be they digitally recorded on Defendants' computers, servers, networks, disks or otherwise, or on any printed or photocopied materials;

(5) Order that Defendants immediately be required to delete or destroy all electronic files or disks containing WSI's photographs and to deliver to WSI's counsel its entire inventory of any printed materials of any kind displaying the images, including all source materials used for producing or printing such items, which are in Defendants' possession or subject to its control;

(6) Adjudge that Defendants have competed unfairly with WSI in violation of WSI's rights under common law, 15 U.S.C. § 1125(a), and/or California law;

(7) Adjudge that Defendants' activities are likely to, or have, diluted WSI's famous Pottery Barn® mark in violation of WSI's rights under common law, 15 U.S.C. § 1125(c), and/or California law;

(8) Order that Defendants pay to WSI its actual damages and lost profits in an amount to be proven at trial, that Defendants be required to account for any profits that are attributable to their illegal acts, and that WSI be awarded the greater of either three times Defendants' profits, three times any damages WSI has sustained, and/or statutory damages, as appropriate to each of its claims, plus prejudgment interest;

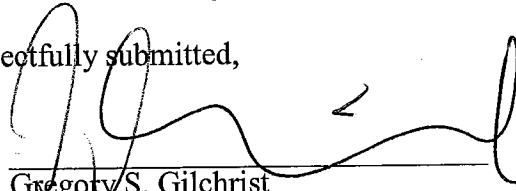
(9) Order that Defendants pay all of WSI's costs of suit, including its reasonable attorneys' fees; and

(10) Award WSI such other and further relief as is just and equitable.

DATED: October 19, 2007

Respectfully submitted,

By:


Gregory S. Gilchrist

Tali L. Alban

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Two Embarcadero Center, Eighth Floor

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Attorneys for Plaintiff
Williams-Sonoma, Inc.

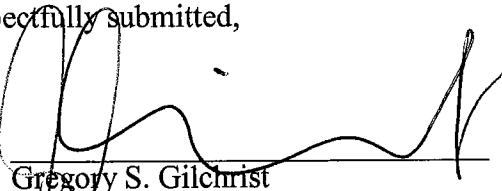
DEMAND FOR JURY TRIAL

WSI demands that this action be tried to a jury.

DATED: October 19, 2007

Respectfully submitted,

By:


Gregory S. Gilchrist

Tali L. Alban

TOWNSEND AND TOWNSEND AND CREW LLP

Two Embarcadero Center, Eighth Floor

San Francisco, California 94111

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Attorneys for Plaintiff

Williams-Sonoma, Inc.

Exhibit A

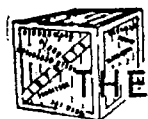
United States Patent Office

655,819

Registered Dec. 17, 1957

PRINCIPAL REGISTER Trademark

Ser. No. 13,316, filed Aug. 2, 1956



POTTERY BARN

Paul Secon, doing business as The Pottery Barn
213 10th Ave.
New York 11, N. Y.

For: DINNERWARE, OVENWARE, KITCHEN-
WARE, ART AND DECORATIVE WARE—NAMESLY,
DISHES, DISH SERVICES, BEVERAGE SERVICES,
MUGS, TILES, PANS, VASES, FLOWER POTS, ALL
MADE OF CROCKERY, EARTHENWARE, AND
PORCELAIN—in CLASS 30.

First use Apr. 2, 1956; in commerce Apr. 2, 1956.

Amendment

Registered December 17, 1957

Registration No. 655,819

Paul Secon, doing business as The Pottery Barn

Application to amend having been made by The Pottery Barn, Inc., owner of the registration above identified, the drawing is amended to appear as follows:

**THE POTTERY
barn**

Such amendment has been entered upon the records of the Patent and Trademark Office and the said original registration should be read as so amended.

Signed and sealed this 27th day of June 1978.

[SEAL]

Attest:

JANIE COOKSEY,
Attesting Officer.

DONALD W. BANNER,
Commissioner.

United States Patent Office

959,383
Registered May 22, 1973

PRINCIPAL REGISTER Trademark

Ser. No. 424,103, filed May 12, 1972

THE POTTERY BARN

International Designers Group, Inc. (New York corporation)
231 10th Ave.
New York, N.Y. 10011

For: GLASSWARE — NAMELY, STEMWARE, GLASSES, CASSEROLES, RELISH DISHES, CAKE PLATES, SERVING BOWLS, SALAD BOWLS, SAUCE DISHES, PLATTERS, TRAYS, ICE TUBS, COMPOTES, CRUETS, AND MARTINI SETS—in CLASS 33 (INT. CL. 21).

First use Apr. 2, 1956; in commerce Apr. 2, 1956.

Int. Cl.: 21

Prior U.S. Cl.: 33

United States Patent and Trademark Office

10 Year Renewal

Reg. No. 959,383

Registered May 22, 1973

Renewal Term Begins May 22, 1993

**TRADEMARK
PRINCIPAL REGISTER**

THE POTTERY BARN

WILLIAMS-SONOMA, INC. (CALIFORNIA CORPORATION)
100 NORTH POINT STREET
SAN FRANCISCO, CA 94133, BY ASSIGNMENT AND ASSIGNMENT
FROM INTERNATIONAL DESIGNERS GROUP, INC. (NEW YORK CORPORATION) NEW YORK, NY

FOR: GLASSWARE; NAMELY, STEMWARE, GLASSES, CASSEROLES,

RELISH DISHES, CAKE PLATES, SERVING BOWLS, SALAD BOWLS, SAUCE DISHES, PLATTERS, TRAYS, ICE TUBS, COMPOTES, CRUETS, AND MARTINI SETS, IN CLASS 33 (INT. CL. 21).

FIRST USE 4-2-1956; IN COMMERCE 4-2-1956.

SER. NO. 72-424,103, FILED 5-12-1972.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Aug. 24, 1993.*

COMMISSIONER OF PATENTS AND TRADEMARKS

United States Patent Office

976,194

Registered Jan. 8, 1974

PRINCIPAL REGISTER Trademark

Ser. No. 445,269, filed Jan. 5, 1973

THE POTTERY BARN

International Designers Group, Inc. (New York corporation)
231 10th Ave.
New York, N.Y. 10011

For: WOODENWARE—NAMESLY, CANISTERS,
TRAYS, SPICE CONTAINER RACKS, ICE BUCKETS,
AND SALAD BOWLS—in CLASS 2 (INT. CL. 21).
First use Apr. 2, 1956; in commerce Apr. 2, 1956.
Owner of Reg. No. 655,819.

United States Patent Office

976,194

Registered Jan. 8, 1974

PRINCIPAL REGISTER Trademark

Ser. No. 445,269, filed Jan. 5, 1973

THE POTTERY BARN

International Designers Group, Inc. (New York corporation)
231 10th Ave.
New York, N.Y. 10011

For: WOODENWARE—NAMELY, CANISTERS,
TRAYS, SPICE CONTAINER RACKS, ICE BUCKETS,
AND SALAD BOWLS—in CLASS 2 (INT. CL. 21).
First use Apr. 2, 1956; in commerce Apr. 2, 1956.
Owner of Reg. No. 655,819.

Int. Cl.: 21

Prior U.S. Cl.: 2

United States Patent and Trademark Office
10 Year Renewal

Reg. No. 976,194

Registered Jan. 8, 1974

Renewal Term Begins Jan. 8, 1994

**TRADEMARK
PRINCIPAL REGISTER**

THE POTTERY BARN

WILLIAMS-SONOMA, INC. (CALIFORNIA CORPORATION)
100 NORTH POINT STREET
SAN FRANCISCO, CA 94133, BY ASSIGNMENT AND ASSIGNMENT FROM INTERNATIONAL DESIGNERS GROUP, INC. (NEW YORK CORPORATION) NEW YORK, NY
OWNER OF U.S. REG. NO. 655,819.

FOR: WOODENWARE—NAMELY, CANISTERS, TRAYS, SPICE CONTAINER RACKS, ICE BUCKETS, AND SALAD BOWLS, IN CLASS 2 (INT. CL. 21).

FIRST USE 4-2-1956; IN COMMERCE 4 2-1956.

SER. NO. 72-445,269, FILED 1-5-1973.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Dec. 14, 1993.

COMMISSIONER OF PATENTS AND TRADEMARKS

United States Patent Office

976,344

Registered Jan. 8, 1974

PRINCIPAL REGISTER Trademark

Ser. No. 445,270, filed Jan. 5, 1973

THE POTTERY BARN

International Designers Group, Inc. (New York corporation)
231 10th Ave.
New York, N.Y. 10011.

For: FLATWARE—NAMELY, KNIVES, FORKS,
AND SPOONS MADE OF NON-PRECIOUS METAL—
in CLASS 23 (INT. CL. 8).
First use Apr. 2, 1956; in commerce Apr. 2, 1956.
Owner of Reg. No. 655,819.

J. FITCH, Examiner

United States Patent Office

976,344
Registered Jan. 8, 1974

PRINCIPAL REGISTER Trademark

Ser. No. 445,270, filed Jan. 5, 1973

THE POTTERY BARN

International Designers Group, Inc. (New York corporation)
231 10th Ave.
New York, N.Y. 10011.

For: FLATWARE—NAMELY, KNIVES, FORKS,
AND SPOONS MADE OF NON-PRECIOUS METAL—
in CLASS 23 (INT. CL. 8).
First use Apr. 2, 1956; in commerce Apr. 2, 1956.
Owner of Reg. No. 655,819.

J. FITCH, Examiner

Int. Cl.: 8

Prior U.S. Cl.: 23

United States Patent and Trademark Office

10 Year Renewal

Reg. No. 976,344

Registered Jan. 8, 1974

Renewal Term Begins Jan. 8, 1994

TRADEMARK
PRINCIPAL REGISTER

THE POTTERY
barn

WILLIAMS-SONOMA, INC. (CALIFORNIA CORPORATION)
100 NORTH POINT STREET
SAN FRANCISCO, CA 94133, BY ASSIGNMENT AND ASSIGNMENT FROM INTERNATIONAL DESIGNERS GROUP, INC. (NEW YORK CORPORATION) NEW YORK, NY

OWNER OF U.S. REG. NO. 655,819.
FOR: FLATWARE--NAMELY, KNIVES, FORKS, AND SPOONS MADE OF NON-PRECIOUS METAL, IN CLASS 23 (INT. CL. 8).
FIRST USE 4-2-1956; IN COMMERCE 4-2-1956.
SER. NO. 72-445,270, FILED 1-5-1973.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Dec. 7, 1993.*

COMMISSIONER OF PATENTS AND TRADEMARKS

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

Reg. No. 2,021,077

United States Patent and Trademark Office

Registered Dec. 3, 1996

**SERVICE MARK
PRINCIPAL REGISTER**

POTTERY BARN

WILLIAMS-SONOMA, INC. (CALIFORNIA
CORPORATION)
100 NORTH POINT STREET
SAN FRANCISCO, CA 94133

FOR: RETAIL STORE SERVICES AND MAIL
ORDER CATALOG SERVICES FEATURING
HOUSEWARES, GLASSWARE, TABLEWARE,
FLATWARE, INDOOR AND OUTDOOR FUR-
NITURE, PILLOWS, SLIPCOVERS, RUGS,
LAMPS AND LIGHTING FIXTURES, CUR-
TAINS, CURTAIN RODS, TABLE LINENS, BED
LINENS, BATH LINENS, BATH OILS, SKIN
CARE LOTIONS AND OILS, FRAGRANCE
OILS, POTPOURRI, CANDLE HOLDERS, PIC-
TURE FRAMES, MIRRORS, VASES, BASKETS

MADE OF WICKER, INTERIOR DECORATING
BOOKS, INTERIOR WALL AND FURNITURE
PAINT, WALL COVERINGS, WINDOW COV-
ERINGS, WINDOW SHADES, FABRIC,
NAMELY CURTAIN FABRIC, UPHOLSTERY
FABRIC, FABRIC MADE OF COTTON AND
FABRIC MADE OF GAUZE, IN CLASS 42 (U.S.
CLS. 100 AND 101).

FIRST USE 4-0-1956; IN COMMERCE
4-0-1956.

OWNER OF U.S. REG. NOS. 655,819, 1,118,502
AND OTHERS.

SER. NO. 75-056,716, FILED 2-12-1996.

JERI J. FICKES, EXAMINING ATTORNEY

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

Reg. No. 2,021,077

United States Patent and Trademark Office

Registered Dec. 3, 1996

**SERVICE MARK
PRINCIPAL REGISTER**

POTTERY BARN

WILLIAMS-SONOMA, INC. (CALIFORNIA
CORPORATION)
100 NORTH POINT STREET
SAN FRANCISCO, CA 94133

FOR: RETAIL STORE SERVICES AND MAIL
ORDER CATALOG SERVICES FEATURING
HOUSEWARES, GLASSWARE, TABLEWARE,
FLATWARE, INDOOR AND OUTDOOR FUR-
NITURE, PILLOWS, SLIPCOVERS, RUGS,
LAMPS AND LIGHTING FIXTURES, CUR-
TAINS, CURTAIN RODS, TABLE LINENS, BED
LINENS, BATH LINENS, BATH OILS, SKIN
CARE LOTIONS AND OILS, FRAGRANCE
OILS, POTPOURRI, CANDLE HOLDERS, PIC-
TURE FRAMES, MIRRORS, VASES, BASKETS

MADE OF WICKER, INTERIOR DECORATING
BOOKS, INTERIOR WALL AND FURNITURE
PAINT, WALL COVERINGS, WINDOW COV-
ERINGS, WINDOW SHADES, FABRIC,
NAMELY CURTAIN FABRIC, UPHOLSTERY
FABRIC, FABRIC MADE OF COTTON AND
FABRIC MADE OF GAUZE, IN CLASS 42 (U.S.
CLS. 100 AND 101).

FIRST USE 4-0-1956; IN COMMERCE
4-0-1956.

OWNER OF U.S. REG. NOS. 655,819, 1,118,502
AND OTHERS.

SER. NO. 75-056,716, FILED 2-12-1996.

JERI J. FICKES, EXAMINING ATTORNEY

Exhibit B

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

Register of Copyrights, United States of America



Form TX

For a Non-dramatic Literary Work
UNITED STATES COPYRIGHT OFFICE

TX 6-220-546



EFFECTIVE DATE OF REGISTRATION

Month *01* Day *01* Year *05*

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

1

TITLE OF THIS WORK ▼

Pottery Barn Catalog - Christmas 2004: The Perfect Bar (Maxfield Hotel Collection)

PREVIOUS OR ALTERNATIVE TITLES ▼

PUBLICATION AS A CONTRIBUTION If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work ▼

If published in a periodical or serial give: Volume ▼ Number ▼ Issue Date ▼ On Pages ▼

2

a NAME OF AUTHOR ▼

Williams-Sonoma Direct, Inc.

DATE'S OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a "work made for hire"?

☒ Yes
☐ No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of ► USA
Domiciled in ►

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

Anonymous? ☐ Yes ☒ No

Pseudonymous? ☐ Yes ☒ No

If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed ▼

NOTE

Under the law, the "author" of a "work made for hire" is generally the employer, not the employee (see instructions). For any part of this work that was "made for hire" check "Yes" in the space provided, give the employer (or other person for whom the work was prepared) as "Author" of that part, and leave the space for dates of birth and death blank.

b

NAME OF AUTHOR ▼

Was this contribution to the work a "work made for hire"?

☐ Yes
☒ No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of ►
Domiciled in ►

DATE'S OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

Anonymous? ☐ Yes ☒ No

Pseudonymous? ☐ Yes ☒ No

If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed. ▼

c

NAME OF AUTHOR ▼

Pottery Barn Inc.

DATE'S OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a "work made for hire"?

☒ Yes
☐ No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of ► USA
Domiciled in ►

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

Anonymous? ☐ Yes ☒ No

Pseudonymous? ☐ Yes ☒ No

If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed. ▼

Text and pictorial matter

3

a YEAR IN WHICH CREATION OF THIS WORK WAS COMPLETED

2005 - 2004

This information must be given in all cases.

b DATE AND NATION OF FIRST PUBLICATION OF THIS PARTICULAR WORK

Month ► 11 Day ► 30 Year ► 2004

Complete this information ONLY if this work has been published. USA

4

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2. ▼

Williams-Sonoma, Inc., 3250 Van Ness Avenue, San Francisco, CA 94109

TRANSFER If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright. ▼

APPLICATION RECEIVED
SEP 01 2005

ONE DEPOSIT RECEIVED

TWO DEPOSITS RECEIVED
SEP 01 2005

FUNDS RECEIVED

MORE ON BACK ►

• Complete all applicable spaces (numbers 5-8) on the reverse side of this page.
• See detailed instructions.

DO NOT WRITE HERE

Page 1 of 2 pages

*Amended by C.O authority email rec'd 4-7-06
from Holly Ross

EXAMINED BY

FORM TX

CHECKED BY

CORRESPONDENCE

Yes

FOR
COPYRIGHT
OFFICE
USE
ONLY

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

PREVIOUS REGISTRATION Has registration for this work, or for an earlier version of this work, already been made in the Copyright Office?

☐ Yes ☒ No If your answer is "Yes," why is another registration being sought? (Check appropriate box.)a. ☐ This is the first published edition of a work previously registered in unpublished form.b. ☐ This is the first application submitted by this author as copyright claimant.c. ☐ This is a changed version of the work, as shown by space 6 on this application.

If your answer is "Yes," give Previous Registration Number:

Year of Registration:

5

DERIVATIVE WORK OR COMPILATION

Preexisting Material Identify any preexisting work or works that this work is based on or incorporates.

a

6

See instructions
before completing
this space.

Material Added to This Work Give a brief, general statement of the material that has been added to this work and in which copyright is claimed.

b

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office, give name and number of Account.

Name

Account Number

a

7

CORRESPONDENCE Give name and address to which correspondence about this application should be sent. Name/Address/Apt./City/State/ZIP

Holly Ross c/o Williams-Sonoma, Inc., 3250 Van Ness Avenue, San Francisco, CA 94109

b

Area code and daytime telephone number 415 616 8627

Fax number 415 277 9698

Email

hross@wsac.com

CERTIFICATION I, the undersigned, hereby certify that I am the

Check only one

☐ author☒ other copyright claimant☐ owner of exclusive right(s)☐ authorized agent of

Name of author or other copyright claimant, or owner of exclusive right(s)

of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge.

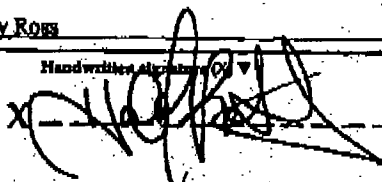
8

Typed or printed name and date If this application gives a date of publication in space 3, do not sign and submit it before that date.

Holly Ross

Date 08/12/05

Handwritten signature


Certificate
will be
mailed in
window
envelope
to this
address:

Name

Holly Ross c/o Williams-Sonoma, Inc.

Number/Street/Apt.

3250 Van Ness Avenue

City/State/ZIP

San Francisco, CA 94109

• Do not write in this space.
• If in your application in space 3
you have indicated that you are
the author of the work, you must
also indicate the date of publication.

1. A publication form.
2. If a work is published, you must check or indicate
whether it is published in the U.S. or abroad.
3. Deposit material.

Library of Congress
Copyright Office - TX
101 Independence Avenue, S.E.
Washington, D.C. 20540-4002

9

Put this packet in
envelope. To open
it, attach the
envelope to the
back of the
application form.
Do not staple or
glue the envelope
to the back of the
application form.

17 U.S.C. § 504(c). Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by 17 U.S.C. 408, or in any written statement filed in connection with the application, shall be fined not more than \$2,000.

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Margybeth Peters

Register of Copyrights, United States of America



Form TX

For a Non-dramatic Literary Work
UNITED STATES COPYRIGHT OFFICE

TX 6-319-963



EFFECTIVE DATE OF REGISTRATION

MAR 23 2006

Month Day Year

DO NOT WRITE ABOVE THIS LINE IF YOU NEED MORE SPACE USE A SEPARATE CONTINUATION SHEET

1

TITLE OF THIS WORK

Pottery Barn Catalog Winter 2006 Tune For A Change

PREVIOUS OR ALTERNATIVE TITLES

PUBLICATION AS A CONTRIBUTION If this work was published as a contribution to a periodical, serial or collection, give information about the collective work in which the contribution appeared **Title of Collective Work**

If published in a periodical or serial give **Volume**

Number

Issue Date

On Pages

2

NAME OF AUTHOR

a Williams Sonoma Inc

DATES OF BIRTH AND DEATH

Year Born

Year Died

Was this contribution to the work a work made for hire?

☒ Yes

☐ No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of USA

Domiciled in

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

Anonymous?

☐ Yes ☒ No

Pseudonymous?

☐ Yes ☒ No

If the answer to either of these questions is "Yes" see detailed instructions

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed

NOTE

Under the law the author of a work made for hire is generally the employer not the employee (see instructions). For any part of this work that was made to him a check Yes in the space provided give the employer (or other person for whom the work was prepared) as Author of that part and leave the space for dates of birth and death blank

b

NAME OF AUTHOR

DATES OF BIRTH AND DEATH

Year Born

Year Died

Was this contribution to the work a work made for hire?

☐ Yes

☐ No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of

Domiciled in

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

Anonymous?

☐ Yes ☐ No

Pseudonymous?

☐ Yes ☐ No

If the answer to either of these questions is "Yes" see detailed instructions

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed

c

NAME OF AUTHOR

DATES OF BIRTH AND DEATH

Year Born

Year Died

Was this contribution to the work a work made for hire?

☐ Yes

☐ No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of

Domiciled in

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

Anonymous?

☐ Yes ☐ No

Pseudonymous?

☐ Yes ☐ No

If the answer to either of these questions is "Yes" see detailed instructions

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copyright is claimed

3

YEAR IN WHICH CREATION OF THIS WORK WAS COMPLETED

2006

This information must be given ONLY if the work has been published

DATE AND NATION OF FIRST PUBLICATION OF THIS PARTICULAR WORK

Complete this information ONLY if this work has been published

Month 01

Day 3

Year 2006

Nation

4

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2

Williams Sonoma Inc 3250 Van Ness Avenue San Francisco CA 94109

TRANSFER If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2 give a brief statement of how the claimant(s) obtained ownership of the copyright

APPLICANT'S RECEIPT

ONE DEPOSIT RECEIVED

THIRD DEPOSITS RECEIVED

FUNDS RECEIVED

MORE ON BACK

Complete all applicable spaces (numbers 5-9) on the reverse side of this page. See detailed instructions. Sign the form at line 8.

DO NOT WRITE HERE

Page 1 of 2 pages

EXAMINED BY <u>LM</u>	FORM TX
CHECKED BY	
<input type="checkbox"/> CORRESPONDENCE	FOR COPYRIGHT OFFICE USE ONLY
Yes	

DO NOT WRITE ABOVE THIS LINE IF YOU NEED MORE SPACE USE A SEPARATE CONTINUATION SHEET

PREVIOUS REGISTRATION Has registration for this work or for an earlier version of this work already been made in the Copyright Office?

☐ Yes ☒ No If your answer is Yes why is another registration being sought? (Check appropriate box) ▾

a ☐ This is the first published edition of a work previously registered in unpublished form

b ☐ This is the first application submitted by this author as copyright claimant

c ☐ This is a changed version of the work as shown by space 6 on this application

If your answer is Yes give Previous Registration Number ▸

Year of Registration ▸

5

DERIVATIVE WORK OR COMPILATION

Derivative Work: Identify any preexisting work or works that this work is based on or incorporates ▾

a 6

Material Added to This Work Give a brief general statement of the material that has been added to this work and in which copy right is claimed ▾

b See instructions before completing this space

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office give name and number of Account

Name ▾

Account Number ▾

a 7

CORRESPONDENCE Give name and address to which correspondence about this application should be sent Name/Address/Apt./City/State/ZIP ▾

Holly Ross c/o Williams Sonoma, Inc 3250 Van Ness Avenue San Francisco CA 94109

b

Area code and daytime telephone number ▸ 415 616 8627

Fax number ▸ 415 277 0698

Email ▸ hross@wsoc.com

CERTIFICATION I the undersigned hereby certify that I am the

Check only one ▸

- ☐ author
- ☐ other copyright claimant
- ☐ owner of exclusive right(s)

of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge

I am authorized agent of Williams Sonoma Inc

Name of author or other copyright claimant or owner of exclusive right(s) ▾

8

Typed or printed name and date ▾ If this application gives a date of publication in space 3 do not sign and submit it before that date

Holly Ross

Date ▸ 02/03/06

Handwritten signature (X) ▾



Certificate will be mailed in window envelope to this address

Name ▾
Holly Ross c/o Williams Sonoma Inc
Number/Street/Apt. ▾
3250 Van Ness Avenue
City/State/ZIP ▾
San Francisco CA 94109

Complete all necessary spaces Sign your application in space 8

- 1 Application form
- 2 Nonrefundable filing fee in check or money or fee payable to Registrar of Copyrights
- 3 Deposit material

Library of Congress
Copyright Office TX
111 Independence Avenue SE
Washington D.C. 20559-6002

9

17 U.S.C. § 505(a) Any person who knowingly makes a false representation or misrepresents the fact in this application for copyright registration provided for by section 408 or in any written statement filed in connection with the application shall be fined not more than \$2,500

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

Register of Copyrights, United States of America

Form TX
For a Non-dramatic Literary Work

TX 6-453-549

EFFECTIVE DATE OF REGISTRATION
JUN - 8 2006
Month Day Year

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

1

TITLE OF THIS WORK ▼

Pottery Barn Catalog - Summer 2006 - Summer Savings

PREVIOUS OR ALTERNATIVE TITLES ▼

PUBLICATION AS A CONTRIBUTION If this work was published as a contribution to a periodical, a serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work ▼

If published in a periodical or serial give: Volume ▼ Number ▼ Issue Date ▼ On Pages ▼

2

a **NAME OF AUTHOR ▼**
Williams-Sonoma, Inc.

DATES OF BIRTH AND DEATH
Year Born ▼ Year Died ▼

Was this contribution to the work a "work made for hire"?
☒ Yes
☐ No

AUTHOR'S NATIONALITY OR DOMICILE
Name of Country
OR Citizen of **USA**
Domiciled in:

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK
Anon./mass? ☐ Yes ☒ No
Pseudonymous? ☐ Yes ☒ No
If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copying it is claimed. ▼
Text and pictorial matter

NOTE

Under the law, the "author" of a "work made for hire" is generally the employer, not the employee (see instructions). For any part of this work that was "made for hire" check "Yes" in the space provided, give the employer (or other person for whom the work was prepared) as "Author" of that part, and leave the space for dates of birth and death blank.

b **NAME OF AUTHOR ▼**

DATES OF BIRTH AND DEATH
Year Born ▼ Year Died ▼

Was this contribution to the work a "work made for hire"?
☐ Yes
☐ No

AUTHOR'S NATIONALITY OR DOMICILE
Name of Country
OR Citizen of
Domiciled in:

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK
Anon./mass? ☐ Yes ☐ No
Pseudonymous? ☐ Yes ☐ No
If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copying it is claimed. ▼

c **NAME OF AUTHOR ▼**

DATES OF BIRTH AND DEATH
Year Born ▼ Year Died ▼

Was this contribution to the work a "work made for hire"?
☐ Yes
☐ No

AUTHOR'S NATIONALITY OR DOMICILE
Name of Country
OR Citizen of
Domiciled in:

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK
Anon./mass? ☐ Yes ☐ No
Pseudonymous? ☐ Yes ☐ No
If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Briefly describe nature of material created by this author in which copying it is claimed. ▼

3

a **YEAR IN WHICH CREATION OF THIS WORK WAS COMPLETED**
2006
This information must be given in all cases.

b **DATE AND NATION OF FIRST PUBLICATION OF THIS PARTICULAR WORK**
Complete this information ONLY if this work has been published.
Month **05** Day **23** Year **2006**

4

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2. ▼

Williams-Sonoma, Inc., 3250 Van Ness Avenue, San Francisco, CA 94109

TRANSFER If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright. ▼

APPLICATION RECEIVED
JUN 08 2006
ONE DEPOSIT RECEIVED
JUN 08 2006
TWO DEPOSITS RECEIVED
JUN 08 2006
THREE DEPOSITS RECEIVED
JUN 08 2006

MORE ON BACK ▶ Complete all applicable spaces (numbers 1-6) on the reverse side of this page.
▶ See detailed instructions.
▶ Sign the form at line 6.

DO NOT WRITE HERE
Page 1 of 2 pages

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

Register of Copyrights, United States of America

Form TX
For a Non-dramatic Literary Work
UNITED STATES COPYRIGHT OFFICE

TX 6-506-749



EFFECTIVE DATE OF REGISTRATION

NOV 14, 2006

Month Day Year

DO NOT WRITE ABOVE THIS LINE IF YOU NEED MORE SPACE USE A SEPARATE CONTINUATION SHEET

1

TITLE OF THIS WORK ▼

Pottery Barn Catalog Early Fall 2006 Inspired Decorating

PREVIOUS OR ALTERNATIVE TITLES ▼

PUBLICATION AS A CONTRIBUTION If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared Title of Collective Work ▼

If published in a periodical or serial give Volume ▼ Number ▼ Issue Date ▼ On Pages ▼

2

NAME OF AUTHOR ▼

a Williams Sonoma, Inc

DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a work made for hire?

☒ Yes

☐ No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of ▼ USA

Domiciled in ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

Anonymous? ☐ Yes ☒ No

Pseudonymous? ☐ Yes ☒ No

If the answer to either of these questions is "Yes" see detailed instructions

NATURE OF AUTHORSHIP

Text and pictorial matter

Briefly describe nature of material created by this author in which copyright is claimed ▼

NAME OF AUTHOR ▼

DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a work made for hire?

☐ Yes

☐ No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of ▼

Domiciled in ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

Anonymous? ☐ Yes ☐ No

Pseudonymous? ☐ Yes ☐ No

If the answer to either of these questions is "Yes" see detailed instructions

NATURE OF AUTHORSHIP

Briefly describe nature of material created by this author in which copyright is claimed ▼

NAME OF AUTHOR ▼

DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a work made for hire?

☐ Yes

☐ No

AUTHOR'S NATIONALITY OR DOMICILE

Name of Country

OR Citizen of ▼

Domiciled in ▼

WAS THIS AUTHOR'S CONTRIBUTION TO THE WORK

Anonymous? ☐ Yes ☐ No

Pseudonymous? ☐ Yes ☐ No

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NATURE OF AUTHORSHIP

Briefly describe nature of material created by this author in which copyright is claimed ▼

NOTE

Under the law the author of a work made for hire is generally the employer, not the employee (see instructions). For any part of this work that was made for hire, check Yes in the space provided give the employer (or other person for whom the work was prepared) as Author of that part and leave the space for dates of birth and death blank.

b

c

3

YEAR IN WHICH CREATION OF THIS WORK WAS COMPLETED

2006

This information must be given in all cases

DATE AND NATION OF FIRST PUBLICATION OF THIS PARTICULAR WORK

Complete this information ONLY if this work has been published

Month ▼ 07

Day ▼ 18

Year ▼ 2006

Nation ▼

4

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2 ▼

Williams Sonoma Inc 3250 Van Ness Avenue, San Francisco CA 94109

TRANSFER If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright ▼

APPLICANT RECEIVED
AUG 6 4 2006

ONE DEPOSIT RECEIVED

TWO DEPOSITS RECEIVED

AUG 6 4 2006

FUNDS RECEIVED

FUNDS RECEIVED NOV 14 2006

MORE ON BACK ►

Complete all applicable spaces (numbers 5-9) on the reverse side of this page. See detailed instructions. Sign the form at line 5.

DO NOT WRITE HERE

Page 1 of 2 pages

EXAMINED BY MS

FORM TX

CHECKED BY

☐ CORRESPONDENCE

Yes

FOR
COPYRIGHT
OFFICE
USE
ONLY

DO NOT WRITE ABOVE THIS LINE IF YOU NEED MORE SPACE USE A SEPARATE CONTINUATION SHEET

PREVIOUS REGISTRATION Has registration for this work or for an earlier version of this work, already been made in the Copyright Office?☐ Yes ☒ No If your answer is Yes why is another registration being sought? (Check appropriate box) ▾a ☐ This is the first published edition of a work previously registered in unpublished formb ☐ This is the first application submitted by this author as copyright claimantc ☐ This is a changed version of the work as shown by space 6 on this application

If your answer is Yes give Previous Registration Number ▸

Year of Registration ▸

5

DERIVATIVE WORK OR COMPILATION

Preexisting Material Identify any preexisting work or works that this work is based on or incorporates ▾

a

6

See instructions
before completing
this space

Material Added to This Work Give a brief general statement of the material that has been added to this work and in which copyright is claimed. ▾

b

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office give name and number of Account
Name ▾ Account Number ▾

a

7

CORRESPONDENCE Give name and address to which correspondence about this application should be sent Name/Address/Apt/City/State/ZIP ▾

b

Holly Ross c/o Williams Sonoma Inc 3250 Van Ness Avenue San Francisco, CA 94109

Area code and daytime telephone number ▸ 415 616 8627

Fax number ▸ 415 277 9698

Email ▸ hross@wsge.com

CERTIFICATION I the undersigned hereby certify that I am the

Check only one ▸

☐ author☐ other copyright claimant☐ owner of exclusive right(s)☒ authorized agent of Williams Sonoma Inc

of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge

Name of author or other copyright claimant or owner of exclusive right(s) ▴

8

Typed or printed name and date ▾ If this application gives a date of publication in space 3 do not sign and submit it before that date

Holly Ross

Date ▸ 07/21/06

Handwritten signature (X) ▾

X Certificate
will be
mailed in
window
envelope
to this
address

Name ▾

Holly Ross c/o Williams Sonoma Inc

Number/Street/Apt ▾

3250 Van Ness Avenue

City/State/ZIP ▾

San Francisco, CA 94109

Complete as necessary spaces
Sign your application in space 81 Application form
2 Nonrefundable filing fee in check or money
order payable to Register of Copyrights
3 Deposit materialLibrary of Congress
Copyright Office TX
101 Independence Avenue S E
Washington D C 20540-6022Fees are subject to
change. For current
fees, visit the
Copyright Office
website at
www.copyright.gov
or call the Copyright
Office at (202) 707-9000

9

17 U.S.C. § 506(a) Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 408 or in any written statement filed in connection with the application shall be fined not more than \$2,500